

Aug. 14. 2006 4:23PM

NORRIS, McLAUGHLIN & MARCUS
A PROFESSIONAL CORPORATION

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FACSIMILE COVER SHEET

TELEFAX: **MAIL STOP PETITION**
571-273-8300

ATTORNEY DOCKET NO.: 102132-24

DATE: August 14, 2006

MESSAGE:

I hereby certify that the following papers are being transmitted by facsimile to the Patent and Trademark Office on the date shown below:

- Petition to withdraw holding of abandonment - (3 pages) **PLEASE CHARGE DEPOSIT ACCOUNT
14-1263**
 - Declaration of Nanci Manfredi - (3 pages)
 - EXHIBIT A (1 page)
 - EXHIBIT B (1 page)
 - EXHIBIT C (2 pages)
 - Copy of Notice of Abandonment - (1 page)
 - Copy of Notice to File Missing Requirements - (2 pages)
 - Declaration & Power of Attorney executed by the inventor (3 pages)
 - Fax Cover sheet - (1 page)

CHARGE DEPOSIT ACCOUNT 14-1263

By Anna Jakubowska-Wrobel Date August 14, 2006

We are transmitting 17 pages, including cover page. If the transmission is not complete, please call (212) 808-0700 and ask for Olimpia Jakubowska-Wrobel at Ext. 8871.

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FACSIMILE CERTIFICATION

I hereby certify that this paper and every paper referred to therein as is being transmitted via facsimile, to USPTO fax number: (571) 273-8300, to the United States Patent and Trademark Office, addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

August 14, 2006

By Olimpia Jakubowska-Wrobel
Olimpia Jakubowska-Wrobel

PLEASE CHARGE ANY
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CREDIT ANY EXCESS IN THE FEES
DUE WITH THIS DOCUMENT TO
OUR DEPOSIT ACCOUNT No. 14-1263

Attorney Docket No.: 102132-24

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT	:	Gerd MOSSAKOWSKI
I.A. NO.	:	PCT/ DE 2003/002556
SERIAL NO.	:	10/522,520
CUSTOMER NO.	:	27,388
FILED	:	January 27, 2003
FOR	:	METHOD FOR VIDEO OBJECT MONITORING WITH A MOBILE COMMUNICATION SYSTEM
ART UNIT	:	TBA
EXAMINER	:	TBA

Office of Initial Patent Examination
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

Sir:

On July 21, 2006, Applicant received a Notice Of Abandonment in the above-identified application, which indicated that Applicant failed to timely reply to the Notice to File Missing Requirements mailed on July 29, 2005. Attached to the Notification Of Abandonment was also a Notification Of

Missing Requirements bearing the mailing date of July 29, 2005. This Notification was sent to Applicant's Attorney (without indication of Applicant Attorney's firm)

Christa Hildebrand
875 Third Avenue
18th Floor
New York, New York 10022.

Applicant's Attorney never received this Notice to File Missing Requirement (see also the Declaration of Nanci Manfredi, the firms head docket clerk), probably due to the incomplete address. Thus, Applicant's Attorney submits that the Notice of Abandonment was issued in error and should be withdrawn.

Facts:

1. Applicant filed the above identified National Phase application on January 27, 2005.
2. Applicant received the self-addressed stamped Return-Receipt Postcard, confirming filing of the above-identified application and indicating the above-identifies Serial Number.
3. All documents as filed with the PTO indicated either Applicant Attorney's Customer Number and/or Applicant Attorney's as stated above.

Accordingly, Applicant Attorney respectfully requests withdrawal of the abandoned status of the application.

Since the Notice Of Abandonment included a copy of the previously sent (but not timely received) Notice Of Missing Requirements, Applicant's Attorney herewith also responds to the Notice by submitting Applicants Combined Declaration and Power of Attorney, so that the application moves to examination.

Applicant authorizes the US PTO to charge all fees necessary in response to the late filing of the declaration to Deposit Account No. 14-1263.

Applicant believes that no fee is required for the Petition to Withdraw. However, should the Commissioner determine that any fee is, in fact, due, he is hereby authorized to charge the fee to

Deposit Account No. 14-1263.

Early and favorable action is earnestly solicited.

Respectfully submitted,

NORRIS, McLAUGHLIN & MARCUS, P.A

By Christa Hildebrand

Christa Hildebrand
Reg. No. 34,953
Norris McLaughlin & Marcus PA
875 Third -18th Floor
New York, New York 10022
(212) 808-0700

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Olimpia Jakubowska-Wrobel August 14, 2006
Olimpia Jakubowska-Wrobel Date

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CREDIT ANY EXCESS IN THE
FEES DUE WITH THIS DOCUMENT
TO OUR DEPOSIT ACCOUNT No.
14-1263

Attorney Docket No.: 102132-24

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS : Gerd Mossakowski

SERIAL NO. : 10/522,520

I.A. NO. : PCT/DE 2003/002556

FILED : January 27, 2006

FOR : Method for Video Monitoring Objects by Means of a Mobile
Communication System.

ART UNIT : 2681

EXAMINER : To be assigned

August 14, 2006

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

DECLARATION OF NACI MANFREDI

SIR:

I, Naci Manfredi, hereby declare as follows:

1. I am the head docket clerk of the New York City office of Norris McLaughlin & Marcus.

2. The New York City office of Norris McLaughlin & Marcus is handling the prosecution of U.S. Serial No. 10/522,520 which is also known by our internal docket number 102132-24.

3. I am informed that a Notice to File Missing Requirements was issued on July 29, 2005, in connection with U.S. Serial No. 10/522,520.

4. I can say with absolute certainty that such Notice to File Missing Requirements was not received in our office.

5. All papers received in our office are handled by me or a member of my staff under my direction and control.

6. Attached as Exhibit 1 is a copy of our docket card for 102132-24, which, again, is our internal docket number for U.S. Serial No. 10/522,520.

7. When official papers are received by the docket department, the due dates are entered onto the docket cards of the pertinent cases.

8. The record shows no Notice to File Missing Requirements was received in connection with U.S. Serial No 10/522,520.

Applicants: Gerd Mossakowski
Serial No.: 10/522,520

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9. Further, I have checked the file and the unmatched papers in the office and the original Notice to File Missing Requirements is not in the file or among the unmatched papers.

10. Therefore, I can conclude with absolute certainty that the original Notice to File Missing Requirements was not received in our office.

11. On its face, the Notice to File Missing Requirements was sent to address Christa Hildebrand at 875 Third Avenue - 18th Floor, New York, New York 10022, which is an incomplete address. The firms address is Norris McLaughlin & Marcus PA at 875 Third Avenue - 18th Floor, New York, New York 10022, as indicated by Customer No. 27388.

13. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that the foregoing statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Dated: 8/14/06

By Nanci Manfredi
Nanci Manfredi

Applicants: Gerd Mossakowski
Serial No.: 10/522,520

Page 3 of 3

Due Date Indicator	Action Due Action Type	Case Number/SubCase Country	Status Client	App Number Pat Number	App Date Iss Date	Atty's
18-Sep-2005 Reminder	DDK PUB SCANNED PT0? 1MO PUB SCAN CaseType: PCT	02792 262 / United States of America Title: STAIN TREATING COMPOSITION	Published Rockitt Benckiser Inc.	10/490238	14-Oct-2004	ANP NM
23-Sep-2005 Reminder	RECEIVE MISSING PARTS? 9MO RECEIVE MISSING PARTS? CaseType: PCT	02792 386 / United States of America Title: DETERGENT COMPOSITION	Published Rockitt Benckiser Inc.	10/519119	23-Dec-2004	ANP NM
27-Sep-2005 Due Date	NM CUI AWAIT FILING RECEIPT NM CUI CaseType: PCT	01215 178 / United States of America Title: METHOD AND DEVICE FOR RECOGNIZING THE LEVEL OF AWARENESS OF A VEHICLE DRIVE	Pending Gulde Hengelhaupt Ziebig	10/524351	11-Feb-2005	BSL NM
27-Sep-2005 Due Date	NM CUI AWAIT FILING RECEIPT NM CUI CaseType: PCT	02132 024 / United States of America Title: METHOD FOR VIDEO MONITORING OBJECTS BY MEANS OF A MOBILE COMMUNICATION SYSTEM	Pending Dr. Ing. Peter Riebling	10/522520	27-Jan-2005	CH NM
27-Sep-2005 Reminder	RECEIVE MISSING PARTS? 8MO RECEIVE MISSING PARTS? CaseType: PCT	02132 024 / United States of America Title: METHOD FOR VIDEO MONITORING OBJECTS BY MEANS OF A MOBILE COMMUNICATION SYSTEM	Pending Dr. Ing. Peter Riebling	10/522520	27-Jan-2005	CH NM
28-Sep-2005 Final	DDK PUB SCANNED? PUB SCAN CaseType: ORD	03821 004 / United States of America Title: GEAR SHIFT ASSEMBLY	Published ZF Lemforder Metallwaren AG	10/976250	28-Oct-2004	CH NM
30-Sep-2005 Due Date	NM CUI P/A CaseType: PCT	01221 651 / 745 Mexico Title: SYNERGISTIC ORGANOBORATE COMPOSITIONS AND LUBRICATING COMPOSITIONS CONTAINING SAME	Pending R.T. Vanderbilt Company Remarks: TO CL, 2/17	PA/15/002664	09-Mar-2005	BSL MDM NM

EXHIBIT A

EXHIBIT B**Invention Data**

Thursday, August 10, 2006

Page: 1

Case Number: 02132 024

Client: 02132 Dr. Ing. Peter Riebling

Client Reference #: 18364.2-D2867

Disclosure Status: Filed Disclosure Date:

Owner: T-MOB T-Mobile deutschland GmbH

Attorney(s): CH NM

Title: METHOD FOR VIDEO MONITORING OBJECTS BY MEANS OF A
MOBILE COMMUNICATION SYSTEM

Priority Date: 29-Jul-2002 Country: Germany

Country Applications:

Ctry	Sub Case	Case Type	Status	Application Number	Filing Date	Patent Number	Issue Date
US	PCT	Pending		10/522520	27-Jan-2005		

Assignment History:

Assignment From	Assignment To	Assignmt Date	Reel	Frame
Inventor	T-Mobile Deutschland GmbH	29-Jun-2005	016441	0141

User ID: nanci

Date Created: 11-Jan-2005

Last Update: 24-Aug-2005

EXHIBIT C**Country Application**

Thursday, August 10, 2006

Page: 1 of 2

Case Number:	02132 024	Country:	US	SubCase:
Client:	Dr. Ing. Peter Riebling	United States of America		
Case Type:	PCT	Application Status: Pending		
Application Number:	10/522520	Filing Date: 27-Jan-2005		
Publication Number:		Publication Date:		
Patent Number:		Issue Date:		
Parent/PCT Number:	DE03/02556	Parent/PCT Date : 29-Jul-2003		
Parent Issue Number:		Parent Issue Date :		
Tax Schedule:	LE	Expiration Date:		
Confirmation #:	1458	Patent Term Adjustment: 0		
Agent:	NMM	Agent Reference #: NY		
Norris McLaughlin & Marcus				

Remarks: Priority No.: 102 34 644.5
 Priority Date: 7/29/02

NEW APPL,PRELIM,DRAW,INFO MLD-1/27/5 PD MLD-5/18/5
 ASSIGNT FXD-6/29/5

List Of Actions

Action(s) Due	Due Date	Action Taken	
PRIORITY	29-Jan-2005	Due Date	27-Jan-2005
NM PC ?	27-Feb-2005	Due Date	27-Jan-2005
RECEIVE MISSING PARTS? 2MO	27-Mar-2005	Reminder	27-Mar-2005
RECEIVE MISSING PARTS? 3MO	27-Apr-2005	Reminder	27-Apr-2005
NM PC ?	18-Jun-2005	Due Date	20-May-2005
NM CUI AWAIT FILING RECEIPT	27-Sep-2005	Due Date	
RECEIVE MISSING PARTS? 8MO	27-Sep-2005	Reminder	
PETITION TO REVIVE 1MO	18-Aug-2006	Reminder	
PETITION TO REVIVE	18-Sep-2006	Final	

Country Application

Thursday, August 10, 2006

Page: 2 of 2

User ID: nanci

Date Created: 11-Jan-2005

Last Update: 24-Jul-2006

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No. 1989 P.P. 1211

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UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Washington, Virginia 22313-1450
www.uspto.gov 102132-24

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,520	Gerd Mossakowski	100717-648 CH
		INTERNATIONAL APPLICATION NO.
		PCT/DE03/02556
I.A. FILING DATE		PRIORITY DATE
07/29/2003		07/29/2002

27388
NORRIS, MC LAUGHLIN & MARCUS
875 THIRD AVE
18TH FLOOR
NEW YORK, NY 10022

CONFIRMATION NO. 1458

371
ABANDONMENT/TERMINATION
LETTER



CC000000019656547

Date Mailed: 07/18/2006

NOTIFICATION OF ABANDONMENT

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 07/29/2005 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/909 (371 Abandonment Notice)



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
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AUG 14 2006

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/522,520	Gerd Mossakowski	100717-648
INTERNATIONAL APPLICATION NO.		PCT/DE03/02556
LA. FILING DATE		PRIORITY DATE
07/29/2003		07/29/2002
CONFIRMATION NO. 1458		
371 FORMALITIES LETTER		
 *OC000000016603438*		

Date Mailed: 07/29/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 01/27/2005
- English Translation of the IA filed on 01/27/2005
- Copy of the International Search Report filed on 01/27/2005
- Preliminary Amendments filed on 01/27/2005
- Information Disclosure Statements filed on 01/27/2005
- U.S. Basic National Fees filed on 01/27/2005
- Priority Documents filed on 01/27/2005

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and International filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

A copy of this notice MUST be returned with the response.

MAMIE P PERSON

Telephone: (703) 308-9140 EXT 227

PART 2 - OFFICE COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/522,520	PCT/DE03/02556	100717-648

FORM PCT/DO/EO/805 (371 Formalities Notice)